

Representative Rosemary T. Lesser proposes the following substitute bill:

SURGICAL SMOKE EVACUATION SYSTEM REQUIREMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Rosemary T. Lesser

Senate Sponsor: _____

LONG TITLE

General Description:

This bill requires certain facilities to develop policies regarding surgical smoke evacuation.

Highlighted Provisions:

This bill:

- defines terms;
- directs facilities that conduct surgeries that are likely to generate smoke to develop policies to mitigate surgical smoke exposure;
- requires the Department of Health to ensure compliance; and
- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

26-21-36, Utah Code Annotated 1953



Be it enacted by the Legislature of the state of Utah:

Section 1. Section **26-21-36** is enacted to read:

26-21-36. Surgical smoke evacuation.

(1) As used in this section:

(a) "Smoke evacuation policy" means a policy to mitigate risks to any occupant in a surgical suite from ocular or respiratory exposure to surgical smoke by using a surgical smoke evacuation system for each planned surgical procedure that is likely to generate surgical smoke.

(b) "Surgical smoke" means the gaseous by-product produced by energy-generating devices including surgical plume, smoke plume, bio-aerosols, laser-generated airborne contaminants, or lung-damaging dust.

(c) "Surgical smoke evacuation system" means equipment designed to minimize and control surgical smoke before the surgical smoke makes contact with the eyes or the respiratory tract of any individual in the room.

(2) Beginning on July 1, 2023, a health care facility that conducts surgical procedures that are likely to generate surgical smoke shall adopt and implement a smoke evacuation policy.

(3) The department shall ensure a facility described in Subsection (2) has adopted and implemented a smoke evacuation policy when:

(a) issuing a license to the facility;

(b) renewing a facility's license; and

(c) conducting an inspection of the facility.